IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.6736 OF 2005
IN
CRI.APPEAL NO.664 OF 2005

Ramchanda Krishnaji Pawar ..Petitioner
Vs.
The State of Maharashtra ..Respondent

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Mr.A.P.Mundergi i/b. Mr.R.S.Kate for petitioner
Mr.V.B.Konde-Deshmukh A.P.P. for State

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CORAM: A.M.KHANWILKAR,J.
DATE : DECEMBER 8, 2005

P.C.

1. Heard the counsel for the parties.

2. This application is filed for relaxing the condition of bail imposed under order dated September 2, 2005 prohibiting the applicant no.1 from entering the limits of Taluka Wai. According to the learned A.P.P., the family members of the Applicant no.1 are indulging in administering the threats to the complainant. Written complaint was received by the concerned Police Station in this regard from the complainant. Accordingly the statement of complainant Dnyaneshwar was recorded by the Police on 30.8.2005. In the statement, however, the complainant mentions that the named

family members of applicant no.1 came in a car and passed through his residence giving threatening looks. This is too vague allegation and cannot suggest administering the threats directly by the applicant no.1 or at his instance. In my opinion, as the appeal is likely to take some time and there is no tangible material to sustain the apprehension of the prosecution that the applicant will indulge in threatening the complainant, appropriate course is to relax the condition imposed under order dated September 2,2005 and instead while permitting the Applicant no.1 to enter the limits of Taluka Wai, require him to periodically attend the local police station twice in a month on 1st and 3rd Monday of every English calender month during the pendency of the appeal. In case, any complaint is received in relation to or regarding the administration of threats by the applicant no.1 or at his instance, that will be considered on its own merits.

3. Application allowed on the above terms. Condition specified under order dated September 2, 2005 will stand modified to the above extent.

[A.M.KHANWILKAR, J.]